

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



March 14, 2002

Item 9
4/4/2002
Agenda ID #366

TO: CATEGORY M PARTIES OF RECORD IN RULEMAKING 00-10-002

Our records show that in May or June 2001, you applied for general exemption from electricity rotating outages. Your application was filed to obtain essential customer status in Category M. Actions are now pending that affect Category M. If you are interested in these pending actions, please read further. Also, if you would like to remain on the service list for future information regarding Category M, please respond by letter as explained below under the heading "Updated Service List."

BACKGROUND: Category M generally provides an exemption from electricity rotating outages based on a need to protect public health and safety. The Commission accepted Category M applications in May and June 2001. By Commission decisions in September and December 2001, Category M status was awarded to 405 customers out of over 10,000 applicants.

DRAFT DECISION: Commissioner Carl Wood today filed and served a draft decision in Phase 2 of this proceeding. Among other things, it:

- (1) continues Category M essential customer status through September 6, 2003 for the 405 customers presently awarded this status,
- (2) determines that Category M status will not be awarded to any additional applicants,
- (3) ends Category M status effective September 6, 2003, and
- (4) removes Category M from the list of essential customers effective September 7, 2003. (Chapter 4.3 of the draft decision.)

The draft decision will be on the Commission's agenda at its April 4, 2002 meeting. The Commission may act then, or it may postpone action until later. When the Commission acts on the draft decision, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare its own decision. Only when the Commission acts does the decision become binding on the parties.

You may access a copy of the draft decision on the Commission's web site at www.cpuc.ca.gov. The final decision, once adopted by the Commission, may also be accessed on the web site. You may also request a paper copy of the decision by writing or calling the Commission, and asking for the draft or final decision in Phase 2 of R.00-10-002:

California Public Utilities Commission
Central Files, Room 2002
505 Van Ness Avenue
San Francisco, CA 94102
Phone: 415-703-2045

A paper copy will not be mailed to you unless you specifically write or call the Commission and request one.

COMMENTS ON DRAFT DECISION: Comments on the draft decision must be filed with the Commission's Docket Office by March 25, 2002, and reply comments by March 29, 2002. For filing, you must submit an original and four copies. A copy of your comments must also be mailed to the following persons at the Commission: Commissioner Wood, Administrative Law Judge Mattson, Jonathan Lakritz, and Bruce Kaneshiro. You are not required to mail a copy of your comments to other parties in the proceeding.

FINAL ORAL ARGUMENT: You may also file a motion for Final Oral Argument (FOA). To do so, please refer to the directions in the September 21, 2001 Phase 2 Scoping Memo and Ruling. (Ruling, at page 8.) A copy of the Ruling may be accessed on the Commission's web site, or by writing or calling the Commission. Motions for FOA must be filed and served by March 21, 2002, and responses filed and served by March 26, 2002. Motions must contain the information specified in the Ruling. If more than one party plans to move for FOA, parties must apply their best efforts to file a joint motion.

UPATED SERVICE LIST: The service list for Category M matters will be updated on April 15, 2002. If you wish to remain on the service list, you must mail a letter postmarked by March 31, 2002 to:

California Public Utilities Commission
Process Office
505 Van Ness Avenue
San Francisco, CA 94102

Your letter must specifically state:

1. that you wish to remain on the Category M service list in R.00-10-002,
2. your name,
3. address,
4. telephone number,
5. electronic mail address (if available), and
6. the name of the entity that you represent.

Your name will be removed from the service list unless you send a letter with this information postmarked by March 31, 2002 addressed to the Process Office.

/s/ PHILIP SCOTT WEISMEHL
Philip Scott Weismehl
Assistant Chief
Administrative Law Judge

PSW:sid

